

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET, SW**  
**WASHINGTON, DC 20554**

**MEDIA BUREAU**  
**AUDIO DIVISION**  
**HOME PAGE:** [www.fcc.gov/media/radio/](http://www.fcc.gov/media/radio/)

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April 15, 2019

Rahul Walia  
16 Barbieri Court  
Princeton, NJ 08540

Re: W264BT, Edison, NJ  
Facility ID No. 143711  
BPFT-20160728AFS  
Petition for Reconsideration

Dear Applicant:

This letter refers to: (1) the above-captioned application for W264BT, filed by Rahul Walia (“Rahul”), and (2) the amendment filed on September 28, 2016. The amendment requests reconsideration of the staff’s September 8, 2016 dismissal of the above-captioned application. For the reasons below, we grant reconsideration, reinstate the application and dismiss the application.

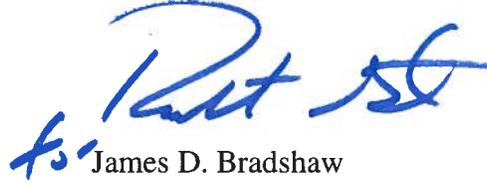
By letter dated September 9, 2016, the staff dismissed the Rahul application for violating Section 74.1204. Specifically, the proposed 40 dBu interfering contour overlaps the 60 dBu protected contour of the facilities of a co-channel construction permit for a W284AQ, Hackettstown, New Jersey (BPFT-20160630AAP).

On September 28, 2016, Rahul submitted an amendment—that we are treating as a petition for reconsideration— requesting reinstatement of the application nunc pro tunc. The amendment changes the directional antenna composite pattern to eliminate the violation of Section 74.1204. The amendment, therefore, eliminates the problem which resulted in dismissal of the original application. Accordingly, the application IS HEREBY REINSTATED to pending status.

However, an engineering study of the amended application reveals that the application fails to comply with the fill-in requirements of Section 74.1201(h). The application proposes to rebroadcast WWTR(AM), Bridgewater, New Jersey. The attached letter, signed by Alka Agrawal, COO/General Manager, states that Rahul no longer has permission to rebroadcast WWTR(AM). Therefore, since the application can not rebroadcast WWTR(AM), the application can not be a fill-in to WWTR(AM).

In light of the above, Application BPFT-20160728AFS, as amended on September 28, 2016, is unacceptable for filing pursuant to 47 C.F.R. § 73.3566(a) and IS HEREBY DISMISSED.<sup>1</sup> This action is taken pursuant to 47 C.F.R. § 0.283.

Sincerely,



James D. Bradshaw  
Senior Deputy Chief  
Audio Division  
Media Bureau

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<sup>1</sup> Please note that, pursuant to the Public Notice entitled "Commission States Future Policy on Incomplete and Patently Defective AM and FM Construction Permit Applications", 56 RR 2d 776, 49 Fed. Reg. 47331, released August 2, 1984, an application dismissed a second time for any reason may not again be reinstated nunc pro tunc.

**WWTR 1170 AM**  
South Asian Radio.

Music. Talk. News.



Rahul Walia  
16 Barbieri Court  
Princeton, NJ 08540

We hereby revoke any permission granted previously to rebroadcast radio station WWTR 1170 kHz on any FM translator broadcast station owned or controlled, in whole or in part, by you.

Sincerely,  
Alka Agrawal

A handwritten signature in cursive script that reads 'Alka Agrawal'.

COO/General Manager  
WWTR 1170AM  
EBC Music, Inc.

DATE: 30 August 2017